



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
GUCCI AMERICA, INC. and CHLOÉ SAS,

Plaintiffs,

-against-

LAURETTE COMPANY, INC. and JENNIFER  
MARIE MATTCHEM a/k/a JENNIFER MARIE  
KIRK a/k/a JENNIFER BESSON d/b/a  
THEBAGADDICTION.COM; PATRICK B. KIRK  
d/b/a THEBAGADDICTION.COM; ABC  
COMPANIES; and JOHN DOES,

Defendants.  
-----X

08 Civ. 5065 (LAK)

**STIPULATION REGARDING  
MERCHANT RESERVE  
ACCOUNT FUNDS**

Plaintiffs Gucci America, Inc. ("Gucci") and Chloé SAS ("Chloé") (collectively, "Plaintiffs"), and Defendants Laurette Company, Inc. and Jennifer Marie Matichen a/k/a Jennifer Marie Kirk a/k/a Jennifer Besson, doing business as TheBagAddiction.com; and Patrick B. Kirk (collectively, "Defendants"), stipulate as follows:

1. Defendants, and any of them, may receive all funds, not to exceed \$50,000.00, in the form of a cashier's check made payable to Davis & Leonard LLP from their merchant reserve account with Frontline Processing, close the account and deposit the funds in a trust account held by their counsel, Davis & Leonard LLP, to be held until final resolution of the above-captioned case.

2. The withdrawal and deposit of funds as provided in paragraph 1 shall not be treated as a violation of the Court's stipulated injunction dated June 12, 2008.

3. Defendants and their counsel shall provide an accounting to Plaintiffs' counsel of the amount of funds transferred from the merchant reserve account with Frontline Processing and deposited into Davis & Leonard LLP's trust account.

Dated: August 11, 2008

GIBSON, DUNN & CRUTCHER LLP

By: Jennifer C. Halter  
Robert L. Weigel  
Jennifer C. Halter

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New York, New York 10166-0193  
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*Attorneys for Plaintiffs – Gucci America, Inc. and  
Chloé SAS*

Laurette Company, Inc.

Dated: August 13, 2008

By: Jennifer Kirk  
Jennifer Kirk, president Laurette Company, Inc.,  
Defendant

Jennifer Marie Mattchen a/k/a Jennifer Marie Kirk  
a/k/a Jennifer Besson, doing business as  
TheBagAddiction.com

Dated: August 13, 2008

Jennifer Kirk  
Jennifer Kirk, Defendant

Patrick B. Kirk

Dated: August 13, 2008

Patrick B. Kirk  
Patrick B. Kirk, Defendant

Dated: August 13, 2008

**DAVIS & LEONARD LLP**

By: Mark R. Leonard  
Mark R. Leonard

Davis & Leonard LLP  
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Sacramento, California 95826  
Telephone: (916) 362-9000  
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*Counsel for Defendants*

SO ORDERED:

Paul A. Crotty  
~~HONORABLE LEWIS A. KAPLAN~~  
UNITED STATES DISTRICT JUDGE

Dated: August 19, 2008

Paul A. Crotty - Part I